

Application No. 09/888,554

Amendment Dated March 1, 2010

Reply to Notice of Non-Compliant Amendment mailed October 30, 2009

The interactive checkout counter purchase is a unique product and device that has a unique and particular use. The interactive electronic checkout counter divider is a central piece of original art because Tracy et al does not mention that their device could be used as an electronic interactive checkout counter divider such a device. The Tracy et al patent does not describe a checkout counter divider as part of the method or device.

The type of components used in construction and software base program standard off the shelf components. A good percentage of the claims in the Tracy et al patent have to do with methods and the counter checkout divider differs from Tracy et al. Most of these methods were cited in prior art [56] References Cited on patent No. 5,979,757 Nov.9, 1999, and Tracy et al. Patent No. 7,107,221 B1. The Tracy et al patents has a different purpose does not reside at the store checkout counter as a Checkout Divider.

Amendments to the Claims:

Claims 1-8 are (canceled). Claims 9-17 are (new) and reflect original art, claims and specifications found in the initial Non-Provisional Patent Application (application # 09,888,554 dated 6/24/2001) and the Provisional Patent Application (receipt # 60/214545 dated 6/22/2000).

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Provisional Patent Continuation:

I am requesting that the this Non-Provisional Amended application be a continuation of the Provisional Patent application that was filed (6/22/2000), and Non-Provisional Application that was filed (6/24/2001) within the required 12-month time allotment in a timely manor. The Provisional Patent Application (60/214545) (Receipt Date 6/22/2000) will demonstrate that prior art was submitted and received by the USPTO and that items in the Provisional Application prior art is relevant to the current Non-Provisional Application (09/888,554) and this current amendment. Initially in the Non-Provisional Patent Application, dated 6/24/2001 number 09/888,554, it was requested to include the Provisional Patent application as a continuation of the Non-Provisional application and to also to support the claims.

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Notice of Non-Compliant Amendment mailed 6/30/2009 box 5.

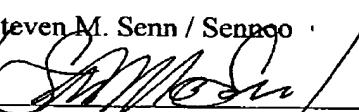
The following has been added to this amended application as referenced in the Notice of Non-Compliant Amendment mailed 10/20/09. As indicated in box 5 this amended application is signed in accordance with 37 CFR 1,4)

“Errors Statement” Under 37 CFR 1.175

Included with this amended application a Supplemental Declaration For Reissue Patent Application To Correct “Errors” Statement under (37 CFR 1.175) as errors in the claim numbering, specification, abstract and drawings were unintentional and now corrected.

Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Respectfully Submitted,

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Attachments